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Attorneys at Law

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PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

KODAS et al.

Serial No. 10/731,740

Filed: December 9, 2003

Confirmation No. 5116

Atty. File No.: 41890-01674

For: "ELECTROCATALYST POWDERS,
METHODS FOR PRODUCING POWDERS
AND DEVICES FABRICATED FROM
SAME"

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir or Madam:


In connection with the above-identified U.S. patent application, Applicant hereby requests a refund in the amount of \$150.00. At the time of filing a Response to Office Action on May 16, 2006, no additional claims were submitted. However, the May 2006 Deposit Account Statement (copy enclosed) indicates that on May 24, 2006, Deposit Account No. 50-1419 was debited \$150.00 for claims in excess of 20. Applicant believes this amount was debited in error.

It is respectfully requested that \$150.00 be credited to Deposit Account No. 50-1419 on behalf of the assignee.

Respectfully submitted,

MARSH FISCHMANN & BREYFOGLE LLP

By:


David F. Dockery
Registration No. 34,323
3151 South Vaughn Way, Suite 411
Aurora, Colorado 80014
Telephone: 303-338-0997
Facsimile: 303-338-1514

Date: June 22, 2006

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REQUEST FOR REFUND
UNDER 37 C.F.R. §1.26

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Deposit Account Statement

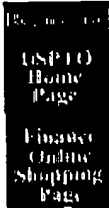
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Patent and
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Deposit Account Statement

Requested Statement Month: May 2006
 Deposit Account Number: 501419
 Name: MARSH FISCHMANN & BREYFOGLE LLP
 Attention: THOMAS R MARSH
 Address: 3151 SOUTH VAUGHN WAY
 City: AURORA
 State: CO
 Zip: 80014
 Country: UNITED STATES

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
05/01	1	E-REPLENISHMENT		9203	-\$10,000.00	\$10,431.00
05/01	97	10209342	41890-01601	8021	\$40.00	\$10,391.00
05/02	110	10649502	3123-368-1	1464	\$130.00	\$10,261.00
05/04	285	11415047		9204	-\$50.00	\$10,311.00
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05/09	629	10082988	45568-00210	2252	\$225.00	\$10,146.00
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05/17	2	10782328	3123-548	1251	\$120.00	\$8,421.00
05/17	3	10414414	3123-533	1202	\$200.00	\$8,221.00
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05/22	606	78465298	50140-00009	7003	\$100.00	\$8,181.00
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05/23	714	11419687	50237-00002	2111	\$250.00	\$7,856.00
05/23	715	11419687	50237-00002	2311	\$100.00	\$7,756.00
05/23	716	11419687	50237-00002	2202	\$375.00	\$7,381.00
05/23	717	11419687	50237-00002	2201	\$200.00	\$7,181.00
05/24	4	10731740	41890-01674	1202	\$150.00	\$7,031.00
05/24	827	78890657	50304-00002	7001	\$325.00	\$6,706.00
05/24	839	78890663	50304-00001	7001	\$325.00	\$6,381.00

Deposit Account Statement

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05/24 961	11419979	45118-00253 1011	\$300.00	\$6,081.00
05/24 962	11419979	45118-00253 1111	\$500.00	\$5,581.00
05/24 963	11419979	45118-00253 1311	\$200.00	\$5,381.00
05/24 981	11419984	45118-00261 1011	\$300.00	\$5,081.00
05/24 982	11419984	45118-00261 1111	\$500.00	\$4,581.00
05/24 983	11419984	45118-00261 1311	\$200.00	\$4,381.00
05/24 998	11419987	45118-00262 1011	\$300.00	\$4,081.00
05/24 999	11419987	45118-00262 1111	\$500.00	\$3,581.00
05/24 1000	11419987	45118-00262 1311	\$200.00	\$3,381.00
05/26 54	E-REPLENISHMENT	9203	-\$5,000.00	\$8,381.00
05/30 2	11025739	50121-00027 1806	\$180.00	\$8,201.00
05/30 28	11397938	41890-01766 1081	\$250.00	\$7,951.00
05/31 26	11397938	41890-01766 1081	\$250.00	\$7,701.00
05/31 377	11419987	45118-00262 8021	\$40.00	\$7,661.00
05/31 395	11419979	45118-00253 8021	\$40.00	\$7,621.00
05/31 415	11419984	45118-00261 8021	\$40.00	\$7,581.00

START	SUM OF	SUM OF	END
BALANCE	CHARGES	REPLENISH	BALANCE
\$431.00	\$8,300.00	\$15,450.00	\$7,581.00

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